

Senate Engrossed House Bill

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

CHAPTER 206

HOUSE BILL 2349

AN ACT

AMENDING SECTION 11-269.06, ARIZONA REVISED STATUTES; AMENDING LAWS 2001, CHAPTER 303, SECTION 2; RELATING TO THE COUNTY ASSESSOR'S PROPERTY INFORMATION STORAGE AND RETRIEVAL CONVERSION AND MAINTENANCE FUND.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 11-269.06, Arizona Revised Statutes, is amended to
3 read:

4 11-269.06. County assessor's property information storage and
5 retrieval conversion and maintenance fund;
6 purpose; special recording surcharge; definition

7 A. Beginning from and after December 31, 2001, a county assessor's
8 property information storage and retrieval conversion and maintenance fund
9 may be established in each county having a population of five hundred
10 thousand persons or less, consisting of monies received pursuant to
11 subsection C.

12 B. The board of supervisors shall administer the fund and, in
13 cooperation with the county assessor, spend the monies in the fund in order
14 to defray the cost of converting the county assessor's property information
15 storage and retrieval system to micrographics or computer automation. Monies
16 in the fund may only be used for purchasing hardware and software, including
17 a graphical information system, and training employees to operate the system.
18 Monies in the fund shall not be used for expenses other than for the
19 acquisition of the county assessor's automation system. If the expenditures
20 are determined by the auditor general to be improper and inconsistent with
21 this section, the county general fund shall reimburse the county assessor's
22 property information storage and retrieval conversion and maintenance fund
23 for all improper and inconsistent expenditures.

24 C. In addition to any other fee charged pursuant to this article, the
25 board of supervisors may assess a special recording surcharge of not more
26 than four dollars for each instrument, paper or notice filed with the county
27 recorder, unless the document is exempt from recording fees or surcharges by
28 law. Arizona health care cost containment system ADMINISTRATION documents
29 shall not be subject to this surcharge. The county recorder shall collect
30 all monies for the county assessor's property information storage and
31 retrieval conversion and maintenance fund. All monies received pursuant to
32 this subsection shall be transmitted to the county treasurer and deposited in
33 the county assessor's property information storage and retrieval conversion
34 and maintenance fund.

35 D. Implementation of the fees described in subsection C shall require
36 the approval of the board of supervisors. Any resolution of the board of
37 supervisors implementing such fees shall contain the following:

38 1. A determination of the total amount of monies and schedule of the
39 time required to implement the systems provided for in subsection B.

40 2. An estimate of the annual fees to be collected pursuant to
41 subsection C.

42 3. An automatic repeal of the authority to impose and collect the fees
43 established by subsection C when monies actually collected equal the total

1 amount of monies determined by paragraph 1 of this subsection or the original
2 time schedule is completed.

3 E. The county recorder shall annually submit to the board of
4 supervisors the amount of projected revenues to be raised for the county
5 assessor's property information storage and retrieval conversion and
6 maintenance fund pursuant to this section. If projected revenues of the fund
7 are deemed insufficient to pay for conversion costs, fund monies may
8 accumulate until sufficient monies are available in the fund.

9 F. FOR THE PURPOSES OF THIS SECTION, "TRAINING" MEANS THE COST OF
10 SEMINARS OR CLASSES THAT ARE DIRECTLY RELATED TO THE PURPOSE OF THE FUND.
11 TRAINING DOES NOT INCLUDE COSTS RELATED TO TRAVEL OR EMPLOYEE SALARIES.

12 Sec. 2. Laws 2001, chapter 303, section 2 is amended to read:

13 Sec. 2. Delayed repeal

14 Section 11-269.06, Arizona Revised Statutes, as added by this act is
15 repealed from and after December 31, 2006 2011.

16 Sec. 3. Legislative intent

17 It is the intent of the legislature that the monies deposited in a
18 county assessor's property information storage and retrieval conversion and
19 maintenance fund authorized pursuant to section 11-269.06, Arizona Revised
20 Statutes, as amended by this act, that is repealed on December 31, 2006 be
21 extended five years through December 31, 2011 and be used for the initial
22 costs for the purpose of the fund described in section 11-269.06, subsection
23 B, Arizona Revised Statutes, and any required funding beyond the amount
24 collected be funded through the appropriation of the board of supervisors in
25 the county in which the fund was established.

APPROVED BY THE GOVERNOR APRIL 25, 2006.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 25, 2006.